

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF OHIO  
WESTERN DIVISION

MELISSA DARNELL,

Plaintiff,

Case Number: 1:11cv786

vs.

Judge Timothy S. Black  
Magistrate Judge Stephanie K. Bowman

KROGER COMPANY,

Defendant.

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**CONDITIONAL ORDER OF DISMISSAL**

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The Court having been advised that this civil action has settled before Magistrate Judge Bowman;

It is **ORDERED** that this action is hereby **DISMISSED** with prejudice, provided that any of the parties may, upon good cause shown within 30 days, move to reopen the action if settlement is not consummated. Also, if desired, the parties may timely move to substitute a judgment entry contemplated by the settlement agreement.

The Court expressly and explicitly retains jurisdiction to enforce the settlement agreement of the parties.

**IT IS SO ORDERED.**

Timothy S. Black  
Timothy S. Black  
United States District Judge